## **UNITED STATES OF AMERICA** BEFORE THE NATIONAL LABOR RELATIONS BOARD **DIVISION OF JUDGES** SAN FRANCISCO BRANCH OFFICE

### **ENCINO HOSPITAL MEDICAL CENTER**

and

Case No. 31-CA-066945

### **SEIU UNITED HEALTH CARE WORKERS-WEST**

### ORDER

By letter dated April 8, 2013 the Respondent has advised that it intends to file a Petition for a Writ of Mandamus with the Court of Appeals for the D.C. Circuit to halt the Board's remand of the captioned matter, and has further requested that if the petition is denied by the D.C. Circuit that I permit the parties to brief the issues the Board has highlighted for consideration.

Pursuant to my Order of April 8, 2013, Counsel for the General Counsel and the Charging Party have advised me that they oppose the filing of further briefs in this matter, as such additional briefing is unnecessary.

I shall interpret the Respondent's statement that it intends to file a Petition for a Writ of Mandamus as a request that I delay the issuance of my supplemental decision until such a petition for a writ has been filed and acted upon by the D.C. Circuit. This request of the Respondent is hereby denied.

The Respondent's request that I permit the filing of further briefs regarding the matters addressed to me in the Board's remand is also denied. No additional briefs at this time are necessary and, upon the issuance of my supplemental decision, the parties will have the opportunity to file briefs to the Board addressing the remand issues.

SO ORDERED

Dated: April 16, 2013

San Francisco, CA

Administrative Law Judge

Service via facsimile:

Jonathan A. Siegel 949.885.1380 Monica Guizar 213.443.5098 Simone Pang 310.235.7420 Juan Carlos Ochoa Diaz 310.235.7420

Served via e-mail:

Magdalena Macias mmacias@seiu-uhw.org

Mary K. Schottmiller mschottmiller@primehealthcare.com

NLRB-SAN FRANCISCO

****	INCOMPLETE	DESTINATION(S)	HIGHLIGHTED	BELOW	塞塞塞塞

JOB #501

DATE TIME	TO/FROM	MODE	MIN/SEC	PGS	STATUS	
001 4/16 14:20	91949885138	0 ECS	00′ 11″	001	OK	
002 14:21	91213443509	8 G3S	00141"	000	I NC	
003 14:22	91310235742	0 ECS	00' 12"	001	OK	
004 14:24	91213443509	8 G3S	001.26"	000	INC	
005 14:27	91213443509	8 ECS	00′ 28″	001	OK	

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**SO ORDERED** 

Dated: April 16, 2013

San Francisco, CA

Gerald A. Wacknov
Administrative Law Judge

Service via facsimile:

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# Coleman, Joyce A.

From:

Sent:

To:

Coleman, Joyce A.
Tuesday, April 16, 2013 2:28 PM
'Magdalena Macias'; 'Mary K. Schottmiller'
Encino Hospital Medical Center, 31-CA-066945 - Please see Judge Wacknov's attached order JDO.31-CA-066945.ALJWacknov.Order.04.16.13.pdf

Subject: Attachments: